

301.0015
PH 1071.DA



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Feygin
Serial No.: 09/873,087
Filed: June 1, 2001
For: METHODS AND APPARATUS FOR IMPROVED FLUID CONTROL
UTILIZING A U-VALVE EMPLOYING A BIDIRECTIONAL CHECK VALVE
Group: 1743
Examiner: Gordon, Mr. Brian R.

Durham, North Carolina
October 27, 2004

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

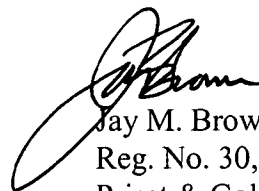
Comments on Statement of Reasons for Allowance

Sir:

The following comments are made with respect to the Examiner's Statement of Reasons for Allowance in the Notice of Allowability. As stated by the MPEP in Section 1302.14, "[w]here specific reasons are recorded by the examiner, care must be taken to ensure that statements of reason for allowance...do not place unwarranted interpretations, whether broad or narrow, upon the claims." Further, the "statement is not intended to necessarily state all the reasons for allowance or all the details why claims are allowed and should not be written to specifically or impliedly state that all the reasons for allowance are set forth."

Under 35 U.S.C. §103, it is mandated that claims be considered as a whole. When considered as a whole, it will be seen that the Examiner has appropriately focused upon particular reasons for allowance and not all the reasons for allowance. While in light of Section 1302.14, applicants do not believe that the Examiner's statement can or should be misconstrued as being intended to identify the sole reasons for allowance, applicants do not acquiesce in such a conclusion as there are multiple reasons for allowance of all of the claims. The reasons addressed are clearly exemplary and not exhaustive. Applicant makes no admission with regard to the Examiner's characterization of Spence, or references to previous office actions.

Respectfully submitted,



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